

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Duke	)	
Energy Ohio for Approval of its Energy	)	Case No. 16-576-EL-POR
Efficiency and Peak Demand Reduction	)	
Portfolio of Programs.	)	

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**FIRST NOTICE OF DUKE ENERGY OHIO  
TO TAKE DEPOSITION *DUCES TECUM* OF  
THE NATIONAL RESOURCES DEFENSE COUNCIL**

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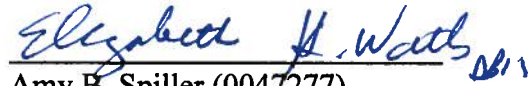
Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio, Inc. (Duke Energy) will take the oral deposition of all witnesses that the National Resources Defense Council (NRDC) intends to rely upon at hearing and in which the NRDC relied upon in forming its opinion in the above captioned matter, on November 30, 2016 beginning at 8:00 AM and will continue thereafter until complete.

The deposition will take place at Duke Energy Ohio's offices located at 155 East Broad Street, Columbus, Ohio 43215, on the 20<sup>th</sup> floor. The deposition will be taken upon oral examination (as if on cross-examination) before an officer authorized by law to take depositions.

Pursuant to Ohio Admin. Code 4901-1-21(E) and 4901-1-20, all witnesses are requested to produce at the time of their deposition true and accurate copies of the documents identified in Exhibit A.

The deposition will begin at 8:00 AM and continue day to day until complete. Parties are invited to attend and to cross-examine.

Respectfully submitted,

A handwritten signature in blue ink that reads "Elizabeth H. Watts" with a stylized flourish at the end.

Amy B. Spiller (0047277)

Deputy General Counsel

Elizabeth H. Watts (0031092)

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DUKE ENERGY OHIO, INC.

139 East Fourth Street ML 1303 Main

Cincinnati, Ohio 45202


## **EXHIBIT A**

Duke Energy Ohio hereby requests that, at the time and place set forth above in the notice of deposition, *duces tecum*, each witness produce true and accurate copies of the following documents:

1. Any and all documents that were reviewed by said witness for purposes of preparing their direct testimony relative to the above-captioned proceeding.
2. Any and all documents created or authored by said witness for purposes of preparing their direct testimony relative to the above-captioned proceeding.
3. Any and all documents referenced in said witness's direct testimony relative to the above-captioned proceeding.
4. Any and all documents reviewed by said witness in preparing, or otherwise assisting in the preparation of, discovery responses submitted by the NRDC relative to the above-captioned proceeding
5. Any and all documents prepared by said witness for purposes of preparing, or otherwise assisting in the preparation of, discovery responses submitted by the NRDC relative to the above-captioned proceeding.

## CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a copy of the foregoing was served on the following parties of record by electronic service, this 17<sup>th</sup> day of November, 2016.

  
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Attorneys for Industrial Energy Users-Ohio

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**11/17/2016 1:00:14 PM**

**in**

**Case No(s). 16-0576-EL-POR**

Summary: Notice of Deposition First Notice of Duke Energy Ohio to Take Deposition Duces  
Tecum of the National Resources Defense Council electronically filed by Dianne Kuhnell on  
behalf of Duke Energy Ohio, Inc. and Spiller, Amy B. and Watts, Elizabeth H.